UNITED STATES DISTRICT COURT

AGWAY, INC. EMPLOYEES 401(k) THRIFT INVESTMENT PLAN AND STATE STREET BANK & TRUST CO. V. NELS G. MAGNUSON, et al. Decision by Court. This action came before the Court for a trial by jury. The issues have been tried and the rendered its verdict. Decision by Court. This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered. TI IS ORDERED AND ADJUDGED that Mellon Trust has fulfilled the conditions noted in the Order dated November 21, 2005 by U.S. Magistrate Judge David E. Peebles (docket no. 123) and the proposed settlement is APPROVED and the bar order, as revised, has not been issued by the court (docket no. 127). Thus, all Barred Claims, as defined in the court's bar order (docket no. 127) are DISMISSED, and Mellon Trust (as defined by the said bar order) is DISMISSED as a party to the action pursuant to Rule 54(b) of the Federal Rules of Civil Procedure.			
INVESTMENT PLAN AND STATE STREET BANK & TRUST CO. V. NELS G. MAGNUSON, et al. Case Number: 5:03-CV-1060 (HGM/DEP) Jury Verdict. This action came before the Court for a trial by jury. The issues have been tried and the rendered its verdict. X Decision by Court. This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered. IT IS ORDERED AND ADJUDGED that Mellon Trust has fulfilled the conditions noted in the Order dated November 21, 2005 by U.S. Magistrate Judge David E. Peebles (docket no. 123) and the proposed settlement is APPROVED and the bar order, as revised, has now been issued by the court (docket no. 127). Thus, all Barred Claims, as defined in the court's bar order (docket no. 127) are DISMISSED, and Mellon Trust (as defined by the said bar order) is DISMISSED as a party to the action pursuant to Rule 54(b) of the Federal Rules of Civil Procedure.	Northern Northern	DISTRICT OF	New York
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